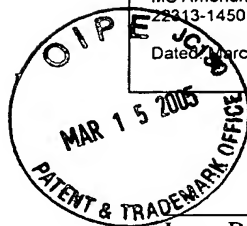


I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: March 9, 2005

Signature: 
(Raymond Garguilo, Jr.)

ITW
Docket No.: SPINE 3.0-441 CONT CONT
(PATENT)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Ralph et al.

Application No.: 10/667,034

Group Art Unit: 3731

Filed: September 22, 2003

Examiner: E. Robert

For: POROUS INTERVERTEBRAL DISTRACTION
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MS Amendment
Commissioner for Patents
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**INFORMATION DISCLOSURE STATEMENT AND
REQUEST FOR CONSIDERATION OF INFORMATION UNDER 37 CFR § 1.97 (C)**

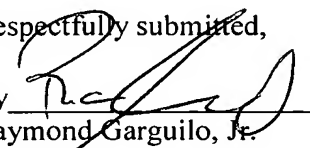
Dear Sir:

It is respectfully requested that the references cited in the enclosed form be considered pursuant to 37 C.F.R. § 1.97(c). Submission of the present Information Disclosure Statement should not be taken as an admission that the cited references are legally available prior art or that the same are pertinent or material.

Please charge Deposit Account No. 12-1095 in the amount of \$180.00 pursuant to 37 C.F.R. § 1.17(p). In the event that any additional fee is due in connection with the present request, the same should be charged to our Deposit Account No. 12-1095.

Dated: March 9, 2005

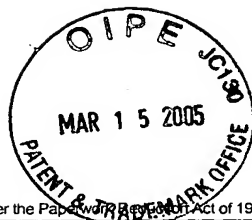
Respectfully submitted,

By 
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PTO/SB/08a/b (08-03)
 Approved for use through 07/31/2006. OMB 0651-0031
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Substitute for form 1449A/B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Complete if Known	
				Application Number	10/667,034
				Filing Date	September 22, 2003
				First Named Inventor	James D. Ralph
				Art Unit	3731
				Examiner Name	E. Robert
Sheet	1	of	2	Attorney Docket Number	SPINE 3.0-441 CONT CONT

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Examiner Signature		Date Considered	
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